

## **ORDINANCES INTRODUCED**

**31.32.13 AN ORDINANCE AMENDING ARTICLE XIA (GUN VIOLENCE PREVENTION IMPLEMENTATION TEAM) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY**

## **RESOLUTIONS INTRODUCED**

- 14.32.13R**     **AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON WASHINGTON AND WESTERN AVENUES [P.I.N. 1756.63])**
- 15.32.13R**     **AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (SCHOOL ZONE DRIVER FEEDBACK [P.I.N. 1758.01])**
- 16.32.13R**     **AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON NEW SCOTLAND AVENUE [P.I.N. 1758.04])**

**Council Member Calsolaro introduced the following:**

**Ordinance Number 31.32.13**

**AN ORDINANCE AMENDING ARTICLE XIA (GUN VIOLENCE PREVENTION IMPLEMENTATION TEAM) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. Article XIA of Chapter 42 of the Code of the City of Albany is hereby repealed in its entirety.**

**Section 2. This ordinance shall take effect March 31, 2013.**

**APPROVED AS TO FORM**

**March 6, 2013**

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**Corporation Counsel**

**TO:** Nala Woodard, City Clerk  
**FROM:** Dominick Calsolaro, Council Member  
**RE:** Request for Common Council Legislation  
Supporting Memorandum  
**DATE:** February 28, 2013

**ORDINANCE NUMBER 31.32.13**

**TITLE: AN ORDINANCE AMENDING ARTICLE XIA (GUN VIOLENCE PREVENTION IMPLEMENTATION TEAM) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY**

**GENERAL PURPOSE OF LEGISLATION:** This ordinance repeals the existing Article creating the Gun Violence Implementation Team. The Team would expire on the effective date of the ordinance.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:** The Team has accomplished many of its major objectives and other entities exist to handle other aspects of the ordinance.

**FISCAL IMPACT:** None.

**Council Member** introduced the following:

**Resolution Number 14.32.13R**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON WASHINGTON AND WESTERN AVENUES [P.I.N. 1756.63])**

**WHEREAS**, a Project ITS Transit Signal Priority on New Scotland Avenue P.I.N. 1758.04 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

**WHEREAS**, the City of Albany desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design

**NOW, THEREFORE**, the Common Council, duly convened does hereby

**RESOLVED**, that the Common Council hereby approved the above-subject project; and it is hereby further

**RESOLVED**, that the Common Council hereby authorizes the City of Albany to pay in the first instance 100% of the federal and non-federal share of the cost of Design work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$492,000 (Four Hundred Ninety Two Thousand dollars and no cents) has already been appropriated from Ordinance Nos. 42.31.07 and 43.52.08 and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that the additional sum of \$290,000 (Two Hundred Ninety Thousand Five Hundred Dollars and no cents) hereby appropriated pursuant to Ordinance No. 38.31.10 and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of the City of Albany shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Mayor of the City of Albany be hereby authorized to execute all necessary Agreement, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Albany within the New York State Department of

Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Projects costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

**RESOLVED**, this Resolution shall take effect immediately.

**To: Nala R. Woodard, City Clerk**  
**From: Patrick K. Jordan, Assistant Corporation Counsel**  
**Re: Request for Common Council Legislation**  
**Date: March 8, 2013**

**RESOLUTION NUMBER 14.32.13R**

**TITLE:**

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON WASHINGTON AND WESTERN AVENUES [P.I.N. 1756.63])

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**GENERAL PURPOSE OF LEGISLATION:**

The grant will assist with the Intelligent Transportation Systems on Washington Avenue and Western Avenue. The City will be replacing traffic signals, software, conduit and signage and coordinating the intersections with each other through updated technology. The legislation needs to be enacted by the Council to allow the State of New York to reimburse the City for work accomplished on this project.

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**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:**

The execution of this agreement is necessary for the City to be reimbursed by the State on this project.

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**EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE:**

The New York State Department of Transportation has requested this information be submitted to them as soon as possible.

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**SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable):**

N/A

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**SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable):**

N/A

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**FISCAL IMPACT(S):**

Bill Trudeau from Traffic Engineering is available to discuss.

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**Council Member** introduced the following:

**Resolution Number 15.32.13R**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (SCHOOL ZONE DRIVER FEEDBACK [P.I.N. 1758.01])**

**WHEREAS**, a Project School Zone Driver Feedback: Signs and Signals Program P.I.N. 1758.01 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

**WHEREAS**, the City of Albany desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design

**NOW, THEREFORE**, the Common Council, duly convened does hereby

**RESOLVED**, that the Common Council hereby approved the above-subject project; and it is hereby further

**RESOLVED**, that the Common Council hereby authorizes the City of Albany to pay in the first instance 100% of the federal and non-federal share of the cost of Design and Construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$94,000 (Ninety-Four Thousand Dollars and no cents) has already been appropriated from Ordinance No. 20.22.09 and made available to cover the cost of participation in the design phase of the Project; and it is further

**RESOLVED**, that the additional sum of \$530,954 (Five Hundred Thirty Thousand Nine Hundred Fifty Four Dollars and no cents) hereby appropriated pursuant to Ordinance No. 20.22.09 and made available to cover the cost of participation in the Construction phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of the City of Albany shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Mayor of the City of Albany be hereby authorized to execute all necessary Agreement, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Albany within the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for

the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Projects costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

**RESOLVED**, this Resolution shall take effect immediately.

**To: Nala R. Woodard, City Clerk**  
**From: Patrick K. Jordan, Assistant Corporation Counsel**  
**Re: Request for Common Council Legislation**  
**Date: March 8, 2013**

**RESOLUTION NUMBER 15.32.13R**

**TITLE:**

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (SCHOOL ZONE DRIVER FEEDBACK [P.I.N. 1758.01])

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**GENERAL PURPOSE OF LEGISLATION:**

The grant will assist Traffic Engineering's effort to make school zones safer through new digital speed-feedback signs that work with fixed radar, traditional school zone warning signs and additional zone pavement striping. The legislation needs to be enacted by the Council to allow the State of New York to reimburse the City for work accomplished on this project.

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**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:**

The execution of this agreement is necessary for the City to be reimbursed by the State on this project.

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**EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE:**

The New York State Department of Transportation has requested this information be submitted to them as soon as possible.

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**SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable):**

N/A

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**SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable):**

N/A

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**FISCAL IMPACT(S):**

Bill Trudeau from Traffic Engineering is available to discuss.

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**Council Member** introduced the following:

**Resolution Number 16.32.13R**

**AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON NEW SCOTLAND AVENUE [P.I.N. 1758.04])**

**WHEREAS**, a Project ITS Transit Signal Priority on New Scotland Avenue P.I.N. 1758.04 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

**WHEREAS**, the City of Albany desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design

**NOW, THEREFORE**, the Common Council, duly convened does hereby

**RESOLVED**, that the Common Council hereby approved the above-subject project; and it is hereby further

**RESOLVED**, that the Common Council hereby authorizes the City of Albany to pay in the first instance 100% of the federal and non-federal share of the cost of Design work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$82,500 (Eighty-Two Thousand Five Hundred dollars and no cents) has already been appropriated from Ordinance No. 39.31.10 and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that the additional sum of \$98,500 (Ninety-Eight Thousand Five Hundred Dollars and no cents) hereby appropriated pursuant to Ordinance No. 39.31.10 and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of the City of Albany shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Mayor of the City of Albany be hereby authorized to execute all necessary Agreement, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Albany within the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of project costs and

permanent funding of the local share of federal-aid and state-aid eligible Projects costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

**RESOLVED**, this Resolution shall take effect immediately.

**To: Nala R. Woodard, City Clerk**  
**From: Patrick K. Jordan, Assistant Corporation Counsel**  
**Re: Request for Common Council Legislation**  
**Date: March 8, 2013**

**RESOLUTION NUMBER 16.32.13R**

**TITLE:**

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE (ITS TRANSIT SIGNAL PRIORITY ON NEW SCOTLAND AVENUE [P.I.N. 1758.04])

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**GENERAL PURPOSE OF LEGISLATION:**

The grant will assist with the Intelligent Transportation Systems on New Scotland Avenue. The City will be replacing traffic signals, software, conduit and signage and coordinating the intersections with each other through updated technology. The legislation needs to be enacted by the Council to allow the State of New York to reimburse the City for work accomplished on this project.

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**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW:**

The execution of this agreement is necessary for the City to be reimbursed by the State on this project.

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**EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE:**

The New York State Department of Transportation has requested this information be submitted to them as soon as possible.

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**SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable):**

N/A

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**SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable):**

N/A

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**FISCAL IMPACT(S):**

Bill Trudeau from Traffic Engineering is available to discuss.

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